IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 20TH FEBRUARY 2007 / 1ST PHALGUNA 1928

Bail Appl..No. 856 of 2007()

AGAINST THE ORDER IN CRMP 336/2007 IN
CRMP.256/2007 of D.C. & SESSIONS COURT,KOLLAM
CRIME NO.1389/06 OF KARUNAGAPPALLY POLICE STATION

.....

: PETITIONER/THIRD ACCUSED

MONI MON AGED 22 YEARS,
SON OF RAJAN, NAMBANAYIL VEEDU, SASTHAMCOTTA
VILLAGE, MANAKKARA MURI NOW RESIDING AT RAILWAY
QUARTERS NO.6B, EDAKKULANGARA, KARUNAGAPPALLY,
KOLLAM.

BY ADV. SRI.JOHNSON GOMEZ

RESPONDENTS:

THE STATE OF KERALA REPRESENTED THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA AT
ERNAKULAM, THROUGH THE SUB INSPECTOR OT POLICE,
KARUNAGAPPALLY POLICE STATION, KOLLAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 856 OF 2007 B

Dated this the 20th day of February, 2007

O R D E R

Petitioner, who is the first accused in Crime No.1389/2006 of Karunagappally Police Station for offences punishable under sections 420 and 109 IPC, seeks anticipatory bail.

2. Learned Public Prosecutor opposed the application submitting, inter alia, that the petitioner after marrying the de facto complainant by name Mary on 2.8.2006 promising to look after her affairs until her death, has forsaken her upon realising that she was pregnant.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for interrogation and then to have his application for regular bail ordered by the Magistrate concerned. Accordingly, the petitioner is directed to surrender before the Investigating Officer on any day between 23.2.2007 and 26.2.2007 for the purpose of interrogation. The petitioner shall, thereafter, be produced on the same day before the concerned Magistrate, who shall release the petitioner on bail on appropriate conditions including one obliging the petitioner to make himself available for interrogation as and when required by the police.

This application is disposed of as above.

(V. RAMKUMAR, JUDGE)

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